

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT APPLICATION

Applicant : Irving I. Dardik  
Filed : Herewith  
For : THERAPEUTIC EXERCISE PROGRAM

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Stop PATENT APPLICATION

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97, applicant hereby makes the following documents of record in the above-identified reissue application:

GROUP A

United States Patent Documents

3,518,985 Quinton (July 7, 1970)  
3,675,640 Gatts (July 11, 1972)  
3,802,698 Burian et al. (April 9, 1974)  
3,978,849 Geneen (September 7, 1976)  
4,278,095 Lapeyre (July 14, 1981)  
4,301,808 Taus (November 24, 1981)  
4,358,105 Sweeney, Jr. (November 9, 1982)  
4,367,752 Jimenez et al. (January 11, 1983)  
4,613,129 Schroeder et al. (September 23, 1986)  
4,622,980 Kunig (November 18, 1986)  
4,683,891 Cornellier et al. (August 4, 1987)  
4,719,920 Alt et al. (January 19, 1988)  
4,807,639 Shimizu et al. (February 28, 1989)  
4,883,063 Bernard et al. (November 28, 1989)  
4,896,675 Ohsuga et al. (January 30, 1990)  
5,007,430 Dardik (April 16, 1991)  
5,163,439 Dardik (November 17, 1992)  
5,267,568 Takara (December 7, 1993)  
5,410,472 Anderson (April 25, 1995)

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Dardik Irving I., "Research proposals for studying mind-body interactions, Cardiocybernetics\*: Relaxation through Exercise," Advances, Journal of the Institute for the Advancement of Health, Vol. 8, No. 3 at 56-59 (Summer 1986).

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- 4,425,921 Fujisaki et al. (January 17, 1984)
- 4,436,097 Cunningham (March 13, 1984)
- 4,566,456 Koning et al. (January 28, 1986)
- 4,788,983 Brink et al. (December 6, 1988)
- 4,867,442 Matthews (September 19, 1989)
- 4,938,228 Righter et al. (July 30, 1990)

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2091101 Canada (September 7, 1993) (Abstract)  
1095917 China (December 7, 1994) (Abstract)  
5949 EPO (December 12, 1979) (Abstract)  
117330 EPO (September 5, 1984) (Abstract)  
172747 EPO (February 26, 1986) (Abstract)  
181067 EPO (May 14, 1986) (Abstract)  
419103 EPO (March 27, 1991) (Abstract)  
556702 EPO (August 25, 1993) (Abstract)  
8304152 Finland (May 12, 1985) (Abstract)  
8900776 Finland (August 20, 1989) (Abstract)  
2569158 France (February 21, 1986) (Abstract)  
2599616 France (December 11, 1987) (Abstract)  
3045923 Germany (September 3, 1981) (Abstract)  
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93/14807 PCT (August 5, 1993) (Abstract)

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Wolfe L.A. et al., "Prescription of aerobic exercise during pregnancy," (Abstract) Sports Medicine, 8 (5) at 273-301 Ref: 133 (November 1989).

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Aizaki T. et al., "Development of an ambulatory 24-hour recording device of electrocardiogram and exercise intensity and its analytic system," (Abstract) Japan Journal of Med. Electron. Biol. Eng. 32/2 at 83-90 (1994).

Cerny F.J., "Relative effects of bronchial drainage and exercise for in-hospital care of patients with cystic fibrosis," (Abstract) Phys. Ther. 69/8 at 633-639 (1989).

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GROUP D

Foreign Patent Documents

94/02904 PCT (February 3, 1994)

GROUP E

Other Documents

Malpas et al., "Circadian Variation Of Heart Rate Variability," Cardiovascular Research, Vol. 24, at 210-213 (1990).

These references, which are listed on the accompanying Form PTO-1449 (submitted in duplicate), were either cited by or submitted to the Patent Office in application no. 09/573,884, from which the present application claims priority under 35 U.S.C. § 120. Pursuant to 37 C.F.R. § 1.98(d), no copies of the references are being provided herewith.

The documents listed in Group A are cited because they were either known to applicant or cited in U.S. Patent No. 5,752,521 (the basis of reissue patent application

no. 09/573,884, from which the present application claims priority).

The documents listed in Group B are cited because they were recently discovered during a prior art search of the Japanese JICST database.

The documents listed in Group C are cited because they were recently discovered during a prior art search of the Japanese NACSIS database.

The document listed in Group D is cited because its Japanese language abstract was recently discovered during a prior art search of the Japanese IPDL database. Although a total of 68 Japanese documents were originally discovered, only the listed document was deemed potentially relevant (with the help of a Japanese language translator).

The document listed in Group E is cited because it was recently discovered during a prior art search performed by the European Patent Office.

It is respectfully requested that these documents be: (1) fully considered by the Patent and Trademark Office during the examination of this application; and (2) printed on any patent which may issue on this application.

Applicant requests that a copy of Form PTO-1449, as considered and initialed by the Examiner, be returned with the next communication.

An early and favorable action is respectfully  
requested.

Respectfully submitted,



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FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. DAR-3-RE-CONT	SERIAL NO. (Not Yet Assigned)
INFORMATION DISCLOSURE STATEMENT BY APPLICANT		APPLICANT Irving I. Dardik	
		FILING DATE (Concurrently Herewith)	GROUP (Not Yet Assigned)

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	3,518,985	7/1970	Quinton	128	707	
	3,675,640	7/1972	Gatts	272	DIG. 6	
	3,802,698	4/1974	Burian et al.	272	57 R	
	3,978,849	9/1976	Geneen	128	2.05 T	
	4,278,095	7/1981	Lapeyre	128	689	
	4,301,808	11/1981	Taus	128	687	
	4,358,105	11/1982	Sweeney, Jr.	272	73	
	4,367,752	1/1983	Jimenez et al.	128	689	
	4,425,921	1/1984	Fujisaki et al.	128	690	
	4,436,097	3/1984	Cunningham	128	707	
	4,566,456	1/1986	Koning et al.	128	419	
	4,613,129	9/1986	Schroeder et al.	272	73	
	4,622,980	11/1986	Kunig	128	704	
	4,683,891	8/1987	Cornellier et al.	128	630	
	4,719,920	1/1988	Alt et al.	128	419	
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	4,867,442	9/1989	Matthews	272	93	
	4,883,063	11/1989	Bernard et al.	128	670	
	4,896,675	1/1990	Ohsuga et al.	128	671	
	4,938,228	7/1990	Righter et al.	128	690	
	5,007,430	4/1991	Dardik	128	696	
	5,163,439	11/1992	Dardik	128	696	
	5,267,568	12/1993	Takara	128	687	
	5,410,472	4/1995	Anderson	364	413.04	

EXAMINER

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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not conformance and not considered. Include copy of this form with next communication to applicant.

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FOREIGN PATENT DOCUMENTS						
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						YES      NO
	2091101	9/1993	Canada			Abstract Only
	1095917	12/1994	China			Abstract Only
	5949	12/1979	EPO			Abstract Only
	117330	9/1984	EPO			Abstract Only
	172747	2/1986	EPO			Abstract Only
	181067	5/1986	EPO			Abstract Only
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	556702	8/1993	EPO			Abstract Only
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	2569158	2/1986	France			Abstract Only
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	3045923	9/1981	Germany			Abstract Only
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